IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

Bail Appl..No. 3288 of 2007()

CRIME NO.97/07 OF EDAKKARA POLICE STATION

: PETITIONER/ACCUSED

P.V.GEORGE, AGED 64 YEARS,
S/O VARGHESE, POTHENPURAKKAL HOUSE,
EDAKKARA P.O., KAKKAPARUTHA,
MALAPPURAM DISTRICT.

BY ADV. SRI.M.K.DAMODARAN (SR.)
SRI.P.K.VIJAYAMOHANAN

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA (CRIME NO.97/2007
OF EDAKKARA POLICE STATION) REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3288 OF 2007

Dated this the 7th day of June, 2007

O R D E R

Petitioner, who is the accused in Crime No.97/2007 of Edakkara Police Station for an offence punishable under Sec.376 IPC read with sec.3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and potency test and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 14-06-2007 and 16-06-2007 for the purpose of interrogation and potency test. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall release the petitioner on bail on appropriate conditions.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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